

EXHIBIT R

1 UNITED STATES DISTRICT COURT
2 WESTERN DISTRICT OF WASHINGTON
3 AT TACOMA

4 UGOCHUKWU GOODLUCK NWAUZOR,)
5 FERNANDO AGUIRRE-URBINA,)
6 individually and on behalf of)
7 all those similarly situated,)
8)

9 Plaintiffs/Counter-Defendants.)

10 vs.)

NO. 3:17-CV-05769-RJB

11 THE GEO GROUP, Inc.,)
12)
13 Defendant/Counter-Claimant.)

14 DEPOSITION UPON ORAL EXAMINATION OF SEAN MURPHY

15 Thursday, December 19, 2019
16 Tumwater, Washington
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NWAUZOR vs GEO GROUP
Sean Murphy, 12/19/2019

1 APPEARANCES :

2 FOR THE PLAINTIFFS (VIA TELEPHONE):

3 MS. REBECCA ROE
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7 FOR THE DEFENDANT:

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12 FOR THE STATE OF WASHINGTON:

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I N D E X

EXAMINATION	PAGE/LINE	
MS. MELL	5	19
MS. BRENNEKE	50	15

E X H I B I T I N D E X

EXHIBIT NO.	DESCRIPTION	PAGE/LINE	
NO. 377	Declaration of Sean Murphy; 6 pgs.	10	23
NO. 378	Subpoena for Sean Murphy; 4 pgs.	5	20
NO. 379	Objections to subpoena duces tecum; 3 pgs.	6	13

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1 BE IT REMEMBERED that on Thursday, December 19,
2 2019, at 8:31 a.m. at 7141 Cleanwater Drive SW, Tumwater,
3 Washington, before DIXIE J. CATTELL, Certified Court
4 Reporter, appeared SEAN MURPHY, the witness herein;

5 WHEREUPON, the following proceedings were had,
6 to wit:

7 (EXHIBIT NO. 377-379 MARKED)

8 MS. MELL: Let's go on the record.

9 Today we are here in the deposition of Sean Murphy.
10 For the record I've marked as Exhibit 378, the subpoena,
11 for Sean Murphy, noting his deposition for December 19 at
12 8 a.m. It is now 8:30 a.m., and Mr. Murphy has not
13 appeared for purposes of his deposition, and we've waited
14 30 minutes for him.

15 I've also marked -- I guess I won't worry about the
16 others. Just keep these marked. That's it.

17 MS. BRENNEKE: I'd like to have the record
18 reflect that we've also marked as Exhibit 379, the
19 objections to the subpoena duces tecum for the deposition
20 of Sean Murphy. Those are dated December 3, 2019, and they
21 were served upon Counsel.

22 Also that we believe there may be a mix-up in the
23 location of where Mr. Murphy has appeared, and Counsel for
24 DSHS and their staff is attempting to determine where he is
25 because we know this was on his calendar and he was

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1 prepared to be here. So we would ask that we wait until we
2 hear back from Mr. Murphy and that he can get here if
3 there's been a mix-up in location.

4 MS. MELL: I'm done.

5 (Recessed at 8:32 a.m.)

6 (Reconvened at 9:07 a.m.)

7

8 SEAN MURPHY, having been first duly sworn,
9 testified as follows:

10

11 MS. MELL: We are back on the record for the
12 purposes of deposing Mr. Murphy who has now appeared. It's
13 9:00. There was confusion apparently in terms of when he
14 understood he was supposed to be here. We're going to go
15 ahead and proceed with the deposition. I don't think it's
16 going to take us too long today, so we should be able to
17 get through it.

18

EXAMINATION

19 BY MS. MELL:

20 Q Showing you what's been marked as Exhibit 378, do you
21 recognize that document?

22 **A I do.**

23 Q And do you understand that the subpoena requests from you
24 information?

25 **A Yes.**

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1 same at the Northwest Detention Center?

2 **A I do not.**

3 Q What kind of work do you have people within the State's
4 custody do?

5 MS. BRENNEKE: Object to the form of the
6 question. Overly broad; foundation.

7 **A So the programs that are under our purview, under my**
8 **purview, range from, you know, at one facility helping with**
9 **laundry and sorting. We really try and find anything that**
10 **we can get folks to do that teach them the skills to show**
11 **up on time, follow direction, and have a feeling of**
12 **responsibility that helps reinstall self-confidence,**
13 **self-worth.**

14 Q (By Ms. Mell) But these are individuals -- strike that.
15 There are individuals in the State's custody doing
16 work for the State who have skills when the State takes
17 custody of them, correct?

18 MS. BRENNEKE: Object to the form. Overly
19 broad.

20 Counsel, would it be permissible for you to direct
21 questions to him only about DSHS? I can avoid some of my
22 objections that way, but I'm concerned that your questions
23 are overly broad, and it's improper. Yes, are we
24 understanding that?

25 MS. MELL: I heard your objection, Counsel.

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1 A So what I can -- what I can tell you about is folks that
2 are at the hospitals, and I can tell you about the folks
3 that are at the Special Commitment Center, and I can tell
4 you that those folks, we are definitely seeking ways to
5 help them be -- to live -- live and lead meaningful lives,
6 and part of that has a vocational component.

7 Q (By Ms. Mell) And those individuals have skills that they
8 come into the facilities with, correct?

9 A There are a variety of skill sets that people come in with
10 based on their -- the challenges that they're in the
11 respective facility for. Many of the folks that we work
12 with are developmentally disabled or have significant
13 impairments due to mental illness, those types of things,
14 and so the skill sets that they have definitely differ from
15 person to person.

16 So one job may very well be that we pay the person
17 to -- and this is an example -- to prepare their own meal
18 in preparation for them trying to live independently as
19 they move out. Someone else we may try and work into a
20 program where they work with wood or crafts or chairs or
21 something like that. All things that are just really
22 designed to try and give them some level of skills,
23 exercise their mind, and it's really individual and
24 dependent on each individual's specific needs.

25 Q So is it correct that the State and, in your case, DSHS,

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C E R T I F I C A T E

I, DIXIE J. CATTELL, the undersigned Registered Professional Reporter and Washington Certified Court Reporter, do hereby certify:

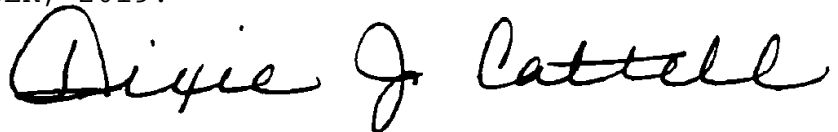
That the foregoing deposition of SEAN MURPHY was taken before me and completed on the 19th day of December, 2019, and thereafter transcribed by me by means of computer-aided transcription; that the deposition is a full, true and complete transcript of the testimony of said witness;

That the witness, before examination, was, by me, duly sworn to testify the truth, the whole truth, and nothing but the truth, and that the witness reserved signature;

That I am not a relative, employee, attorney or counsel of any party to this action or relative or employee of such attorney or counsel, and I am not financially interested in the said action or the outcome thereof;

That I am herewith securely sealing the deposition of SEAN MURPHY and promptly serving the same upon MS. JOAN MELL.

IN WITNESS HEREOF, I have hereunto set my hand this 23rd day of DECEMBER, 2019.



Dixie J. Cattell, RPR, CCR
NCRA Registered Professional Reporter
Washington Certified Court Reporter CSR#2346